



State of Wisconsin
2009 - 2010 LEGISLATURE

LRB-2030/P1

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PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

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1 AN ACT *to repeal* 46.56 (1) (i) 1. to 3., 46.56 (1) (k), 46.56 (3) (d) 2. (intro.), 46.56
2 (8) (L), 46.56 (8) (p) and (q), 46.56 (14) (c) 2., 46.56 (14) (c) 8. and 46.56 (15) (e);
3 *to renumber* 46.56 (3) (d) 1. (intro.); *to renumber and amend* 46.56 (1) (c),
4 46.56 (1) (f), 46.56 (1) (g), 46.56 (1) (o), 46.56 (3) (d) 1. a. to d., 46.56 (3) (d) 2. a.
5 and b., 46.56 (6) (a) 3., 46.56 (6) (a) 4., 48.02 (9s) and 938.02 (9s); *to consolidate,*
6 *renumber and amend* 46.56 (1) (i) (intro.) and 4.; *to amend* 20.435 (7) (co),
7 38.14 (12), 46.215 (1) (q), 46.22 (1) (b) 1. i., 46.56 (title), 46.56 (1) (a), 46.56 (1)
8 (b), 46.56 (1) (e), 46.56 (1) (h), 46.56 (1) (L), 46.56 (1) (m), 46.56 (1) (n), 46.56 (1)
9 (p), 46.56 (2), 46.56 (3) (a), 46.56 (3) (b) 1., 2., 3., 4., 5. and 7., 46.56 (4) (a) to (e),
10 46.56 (5) (a), (b) and (d) to (i), 46.56 (6) (title), (a) (intro.), 1. and 2., 46.56 (6) (b),
11 46.56 (6) (c), 46.56 (7), 46.56 (8) (title), 46.56 (8) (a) to (g) and (h) (intro.), 2., 3.,
12 4., 5. and 6., 46.56 (8) (i) to (k), 46.56 (8) (m) to (o), 46.56 (8) (r) and (s), 46.56
13 (9), 46.56 (10) to (13), 46.56 (14) (a), 46.56 (14) (b) (intro.), 46.56 (14) (b) 1. and
14 3., 46.56 (14) (c) (intro.) and 1., 46.56 (14) (c) 3. to 5., 46.56 (14) (c) 6. and 7., 46.56
15 (14) (d), 46.56 (15) (a) and (b) (intro.), 46.56 (15) (b) 2. to 4., 46.56 (15) (c) and

1 (d), 46.56 (15) (f), 48.33 (1) (c), 48.345 (6m), 49.45 (25) (bm) 2., 51.42 (3) (ar) 14.,
 2 51.437 (4m) (m), 51.437 (4r) (a) 3., 115.817 (5) (c), 116.03 (13m), 120.12 (19),
 3 938.33 (1) (c) and 938.34 (6m); **to repeal and recreate** 59.53 (7); and **to create**
 4 46.56 (1) (ar), 46.56 (1) (bm), 46.56 (1) (de), (dm) and (ds), 46.56 (1) (hm), 46.56
 5 (1) (nm), 46.56 (1) (op), 46.56 (1) (q), 46.56 (3) (a) 8., 46.56 (3) (b) 8. to 16., 46.56
 6 (3) (d) 3., 46.56 (3) (d) 8. to 12., 46.56 (3) (d) 15., 46.56 (3) (e), 46.56 (5) (j), 46.56
 7 (6) (cr), 46.56 (6) (d), 46.56 (8) (cm), 46.56 (8) (h) 7. and 8., 46.56 (14) (c) 9., 46.56
 8 (15) (b) 1r. and 46.56 (15) (b) 5. of the statutes; **relating to:** children and their
 9 families who are involved in multiple systems of care and making an
 10 appropriation.

Analysis by the Legislative Reference Bureau

This bill is explained in the NOTES provided by the Joint Legislative Council in the bill.

For further information see the **state and local** fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

PREFATORY NOTE: This bill is prepared for the Joint Legislative Council's Special Committee on Strengthening Wisconsin Families.

Under current law, s. 46.56, stats., governs the integrated services programs (ISP) for children with severe disabilities. A "child with severe disabilities" is defined as follows:

An individual who has not attained 18 years of age and whose mental, physical, sensory, behavioral, emotional or developmental disabilities, or whose combination of multiple disabilities meets all of the following conditions:

1. Is severe in degree.
2. Has persisted for at least one year or is expected to persist for at least one year.
3. Causes substantial limitations in the child's ability to function in the family, the school or the community and with the child's ability to cope with the ordinary demands of life.

4. Causes the child to need services from 2 or more service systems.

The ISP began in 1989. As of September 2008, 18 counties operated ISPs. The statute requires a county that operates an ISP to establish a coordinating committee comprised of representatives from multiple systems of care. The coordinating committee must prepare interagency agreements that participating organizations in the ISP agree to follow in creating and operating the ISP. The interagency agreement's components are also outlined by statute. The ISP must have one or more service coordination agencies.

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The service coordination agency must identify a service coordinator for each child with severe disabilities who participates in the program. Referrals into the ISP may come from many different types of public agencies or organizations, or from the child or the child's family. A treatment team is developed which includes representatives of all service providers working with the family, as well as the family members and the child.

In 2002, the department of health and family services developed a request for proposals for counties to develop coordinated services team (CST) initiatives. The CST model is based on the ISP model of integrated services for children and families with multiple needs. As of October 1, 2008, 33 counties and 2 tribes operate CST initiatives. This bill makes several changes to s. 46.56. Specifically, the bill does the following:

- Expands the ISP's coverage to children who are involved with multiple systems of care, as well as their families, and changes the name of the program to the CST initiative.
- To reflect the expansion of the program's focus, changes the terms "integrated services", "integrated service plan", and "interdisciplinary team" to "coordinated services", "coordinated services plan of care", and "coordinated services team", respectively.
- Includes tribes as entities that may administer the CST initiative.
- Provides funding to begin to phase in the remaining counties and tribes that do not currently operate either an ISP or a CST initiative, to enable these counties and tribes to establish the CST initiative.
- Amends the definition of CST to emphasize the process by which the child's family, service providers, and informal resource persons work together to respond to the needs of the child and family, rather than by describing the characteristics of the individuals on the team.
- Expands the required and optional representatives that serve on the coordinating committee in a county or tribe. The coordinating committee is the entity that:
 - Prepares interagency agreements for the creation and operation of a CST initiative.
 - Assesses how the CST initiative relates to other service coordination programs operating at the county, tribal, or local level.
 - Assists the administering agency in developing the application for CST funding.
 - Reviews determinations by the service coordination agency regarding program eligibility, appropriate family resources, and funding of services.
- Expands the duties of the coordinating committee to include:
 - Establishing operational policies and procedures.
 - Ensuring quality, including adherence to core values as adopted by the state advisory committee.
 - Developing a plan for orientation of new coordinating committee members and CST members to the CST process.
 - Identifying and addressing gaps in services.
 - Ensuring client and partner agency satisfaction.
- Creates the role of initiative coordinator, and defines the initiative coordinator's duties, which are to:
 - Bring together parents and staff from agencies and organizations to comprise the coordinating committee, and support their activities.
 - Work with the coordinating committee to maintain and support agency participation as established in the interagency agreement.
 - Work with the coordinating committee and service coordination agency to receive and review referrals.
 - Work with the coordinating committee and service coordination agency to assure service coordination for all groups working with the child and the child's family.

in 2
or more

- Guide the development of CSTs working with the child and the child's family to ensure compliance with the basic principles of the CST initiative's core values.
- Review plans of care.
- Assist the coordinating committee and family teams in establishing consistent measures for initiative development, implementation, evaluation, and monitoring of the project and outcomes.
- Facilitate public education and awareness of issues and programming for families and children.
- Ensure ongoing support and training related to the CST process to families, service coordinators, and providers.
- Provide support to service providers in developing strategies to enhance existing programs, to increase resources, and to establish new resources.
- Ensure that local and state agencies submit data and reports in an accurate and timely manner.
 - Increases the annual appropriation to the department of health services to provide grants to counties for CST initiatives by \$1,466,000 in general purpose revenue.

1 **SECTION 1.** 20.435 (7) (co) of the statutes is amended to read:

2 20.435 (7) (co) ~~Integrated service programs for children with severe disabilities~~
3 Initiatives for coordinated services. The amounts in the schedule to fund county
4 ~~integrated service programs for children with severe disabilities~~ and tribal
5 initiatives under s. 46.56 to provide coordinated services.

NOTE: Modifies the integrated service program appropriation to provide funding for coordinated services for both county and tribal initiatives.

6 **SECTION 2.** 38.14 (12) of the statutes is amended to read:

7 38.14 (12) ~~INTEGRATED SERVICE PROGRAMS FOR CHILDREN WITH SEVERE DISABILITIES~~
8 INITIATIVES TO PROVIDE COORDINATED SERVICES. If the county board of supervisors
9 establishes an ~~integrated service program for children with severe disabilities~~
10 initiative to provide coordinated services under s. 59.53 (7), the district board may
11 participate in an ~~integrated service program for children with severe disabilities~~
12 ~~under s. 59.53 (7) the initiative~~ and may enter into written interagency agreements
13 or contracts under the program initiative.

NOTE: Modifies the powers of technical college district boards.

14 **SECTION 3.** 46.215 (1) (q) of the statutes is amended to read:

1 46.215 (1) (q) If the county board of supervisors establishes an integrated
2 ~~service program for children with severe disabilities~~ initiative to provide coordinated
3 ~~services~~ under s. 59.53 (7), to participate in and administer ~~an integrated service~~
4 ~~program for children with severe disabilities under s. 59.53 (7)~~ the initiative,
5 including entering into any written interagency agreements or contracts.

NOTE: Modifies the duties of the county department of social services in Milwaukee County.

6 **SECTION 4.** 46.22 (1) (b) 1. i. of the statutes is amended to read:

7 46.22 (1) (b) 1. i. If the county board of supervisors establishes an integrated
8 ~~service program for children with severe disabilities~~ initiative to provide coordinated
9 ~~services~~ under s. 59.53 (7), to participate in and administer ~~an integrated service~~
10 ~~program for children with severe disabilities under s. 59.53 (7)~~ the initiative,
11 including entering into any written interagency agreements or contracts.

NOTE: Modifies the duties of the county department of social services in counties other than Milwaukee County.

12 **SECTION 5.** 46.56 (3) (d) 1. (intro.) of the statutes is renumbered 46.56 (3) (d)
13 (intro.).

14 **SECTION 6.** 46.56 (title) of the statutes is amended to read:

15 **46.56 (title) ~~Integrated service programs~~ Initiatives to provide**
16 **coordinated services for children with severe disabilities and families.**

17 **SECTION 7.** 46.56 (1) (a) of the statutes is amended to read:

18 46.56 (1) (a) "Administering agency" means a county department designated
19 by ~~the~~ a county board of supervisors or by a tribe to administer ~~the program an~~
20 initiative.

NOTE: Modifies the current definition of "administering agency" to include tribes.

21 **SECTION 8.** 46.56 (1) (ar) of the statutes is created to read:

22 46.56 (1) (ar) "Advocacy" means all of the following:

1. Actively supporting a child and his or her family under an initiative to enable their receipt of the full benefits of the initiative by ensuring that the coordinated services team approach to providing services and principles are followed.

2. Helping families gain access to and a voice in the decision making that establishes the child's and family's plan of care.

3. Fostering strong working relationships among families, systems of care, and providers, with the goal of improving the lives of children and families.

NOTE: Creates a definition of "advocacy".

SECTION 9. 46.56 (1) (b) of the statutes is amended to read:

46.56 (1) (b) "Agency" means a public, tribal, or private nonprofit organization that provides ~~treatment services for children with severe disabilities and their families~~ services and other resources for children and families.

NOTE: Modifies the definition of "agency" to include public and tribal organizations and to broaden the description of services and resources provided.

SECTION 10. 46.56 (1) (bm) of the statutes is created to read:

46.56 (1) (bm) "Child" means an individual under the age of 18 who is involved in multiple systems of care.

NOTE: Creates a definition of "child".

SECTION 11. 46.56 (1) (c) of the statutes is renumbered 46.56 (1) (om), and 46.56 (1) (om) (intro.), 3. and 4., as renumbered, are amended to read:

46.56 (1) (om) (intro.) "~~Child with severe disabilities~~ Severe disability" means ~~an individual who has not attained 18 years of age and whose~~ a mental, physical, sensory, behavioral, emotional, or developmental ~~disabilities~~ disability, including severe emotional disturbance, or whose a combination of multiple these disabilities, that meets all of the following conditions:

1 3. Causes substantial limitations in ~~the~~ a child's ability to function in ~~the~~ his
2 or her family, the school, or the community and with ~~the child's~~ his or her ability to
3 cope with the ordinary demands of life.

4 4. Causes ~~the~~ a child to need services or other resources from 2 or more service
5 systems of care.

NOTE: Modifies the current definition of "child with severe disabilities" to instead
define "severe disability".

6 **SECTION 12.** 46.56 (1) (de), (dm) and (ds) of the statutes are created to read:

7 46.56 (1) (de) "Family" means a child's primary caregiver or caregivers and the
8 child's siblings.

9 (dm) "Family resources" means housing, environment, institutions, sources of
10 income, services, education, a child's extended family and community relationships,
11 and other resources families need to raise their children.

12 (ds) "Initiative" means a system that is based on the strengths of children and
13 their families for providing coordinated services to children and families.

NOTE: Creates definitions of "family", "family resources", and "initiative".

14 **SECTION 13.** 46.56 (1) (e) of the statutes is amended to read:

15 46.56 (1) (e) "Intake" means the process by which ~~the~~ a service coordination
16 agency or individuals designated by the coordinating committee under sub. (3)
17 initially screens screen a child ~~with severe disabilities~~ ^{their} and the child's his or her
18 family to see if a complete assessment is needed determine eligibility for an initiative
19 and the process by which the service coordination agency determines the need for a
20 comprehensive clinical mental health assessment.

NOTE: Modifies the definition of "intake".

21 **SECTION 14.** 46.56 (1) (f) of the statutes is renumbered 46.56 (1) (ce) and
22 amended to read:

Not

who is involved in 2 or more
systems of care

Not who are involved in 2 or more systems of care

Not who is involved in 2 or more systems of care

1 46.56 (1) (ce) "Integrated Coordinated services" means treatment, education,
2 care and support, services, and other resources provided, in a coordinated manner,
3 for a child with severe disabilities and his or her family.

4 SECTION 15. 46.56 (1) (g) of the statutes is renumbered 46.56 (1) (cm) and
5 amended to read:

6 46.56 (1) (cm) "Integrated service plan Coordinated services plan of care"
7 means the a plan for treatment, education and support services under sub. (8) (h) for
8 an eligible a child with severe disabilities and the child's his or her family under sub.
9 (8) (h).

NOTE: SECTIONS 14 and 15 modify the current definitions of "integrated services" and "integrated service plan" to instead define "coordinated services" and "coordinated services plan of care" and modify those definitions.

10 SECTION 16. 46.56 (1) (h) of the statutes is amended to read:

11 46.56 (1) (h) "Interagency agreement" means a written document of
12 understanding among service providers and other partner agencies that are
13 represented on a coordinating committee under sub. (3) that identifies mutual
14 responsibilities for implementing integrated coordinated services for children with
15 severe disabilities and their families.

NOTE: Modifies the definition of "interagency agreement".

16 SECTION 17. 46.56 (1) (hm) of the statutes is created to read:

17 46.56 (1) (hm) "Multiple systems of care" means 2 or more systems of care.

NOTE: Creates a definition of "multiple systems of care".

18 SECTION 18. 46.56 (1) (i) (intro.) and 4. of the statutes are consolidated,
19 renumbered 46.56 (1) (cs) and amended to read:

20 46.56 (1) (cs) "Interdisciplinary team Coordinated services team" means a
21 group of professionals, assembled by the service coordinator, from various service
22 systems who meet all of the following criteria: 4. Are providing treatment, education

Not

who are involved in 2 or more systems of care

1 ~~or support services to the child with severe disabilities or the child's family, if the~~
2 ~~child or the child's family is receiving any treatment, education or support services~~
3 individuals, including family members, service providers, and informal resource
4 persons, who work together to respond to service needs of a child and his or her
5 family.

NOTE: Modifies the current definition of "interdisciplinary team" to instead define "coordinated services team" and modifies the definition.

6 **SECTION 19.** 46.56 (1) (i) 1. to 3. of the statutes are repealed.

NOTE: Repeals a portion of the definition of "interdisciplinary team".

7 **SECTION 20.** 46.56 (1) (k) of the statutes is repealed.

NOTE: Repeals the definition of "program".

8 **SECTION 21.** 46.56 (1) (L) of the statutes is amended to read:

9 46.56 (1) (L) "Service coordination" means ~~a case management service that~~
10 ~~coordinates~~ the coordination of multiple service providers who and family resources
11 that are serving a particular child with severe disabilities and the child's his or her
12 family. The term includes arrangement for coordination of the assessment process,
13 development of an integrated service plan a coordinated services plan of care based
14 on the strengths and needs identified in the assessment, advocacy for the needs of
15 the child and the child's family, monitoring of the child's progress of the child or his
16 or her family, facilitation of periodic reviews of the integrated service plan
17 coordinated services plan of care, and coordination and maintenance of clear lines
18 of communication among all service family resources providers and, the child, and
19 the child's his or her family.

NOTE: Modifies the definition of "service coordination".

20 **SECTION 22.** 46.56 (1) (m) of the statutes is amended to read:

who is involved in 2 or more systems of care

1 46.56 (1) (m) "Service coordination agency" means a county department, tribe,
2 agency, school district, cooperative educational service agency, or county children
3 with disabilities education board designated in an interagency agreement by a
4 coordinating committee under sub. (3) to provide intake and service coordination for
5 one or more target groups of eligible children with severe disabilities and their
6 families.

NOTE: Modifies the definition of "service coordination agency".

7 **SECTION 23.** 46.56 (1) (n) of the statutes is amended to read:

8 46.56 (1) (n) "Service coordinator" means an individual who is qualified by
9 specialized training and clinical experience with children with severe disabilities
10 and their families and who is appointed by the service coordination agency to provide
11 service coordination of treatment, education and support services for eligible
12 children with severe disabilities and their families.

NOTE: Modifies the definition of "service coordinator".

13 **SECTION 24.** 46.56 (1) (nm) of the statutes is created to read:

14 46.56 (1) (nm) "Service provider" means a professional from a system of care
15 who meets one or more of the following criteria:

16 1. Is skilled in providing treatment services, education, and other family
17 resources for children and their families.

18 2. Conducts comprehensive evaluations of the needs of children and their
19 families for family resources.

20 3. Possesses skills appropriate for and knowledge of the specific types of needs
21 or dysfunctions presented by the child who is undergoing an assessment.

22 4. Is currently providing treatment, education, or other family resources for a
23 child, a family, or both.

Not involved in 2 or more systems of care

Not involved in 2 or more systems of care and

Not involved in 2 or more systems of care

2 or more multiple systems

NOTE: Creates a definition of "service provider".

1 **SECTION 25.** 46.56 (1) (o) of the statutes is renumbered 46.56 (1) (or) and
2 amended to read:

3 46.56 (1) (or) "~~Service system~~ System of care" means ~~the a public and or private~~
4 ~~organizations~~ organization that ~~provide~~ provides specialized services for ~~children~~
5 individuals under the age of 18 with mental, physical, sensory, behavioral,
6 emotional, or developmental disabilities or that ~~provide~~ provides child welfare,
7 juvenile justice, educational, economic support, alcohol or other drug abuse, or
8 health care services for ~~children~~ individuals under the age of 18.

NOTE: Modifies the current definition of "service system" to instead define "system of care" and modifies the definition.

9 **SECTION 26.** 46.56 (1) (op) of the statutes is created to read:

10 46.56 (1) (op) "Severely emotionally disturbed child" has the meaning given in
11 s. 49.45 (25) (a).

NOTE: Defines "severely emotionally disturbed child" using the definition for medical assistance case management services. Under that definition, a severely emotionally disturbed child is an individual under 21 years of age who has emotional and behavioral problems that: (a) are severe in degree; (b) are expected to persist for at least one year; (c) substantially interfere with the individual's functioning in his or her family, school or community and with his or her ability to cope with the ordinary demands of life; and (d) cause the individual to need services from 2 or more agencies or organizations that provide social services or services or treatment for mental health, juvenile justice, child welfare, special education or health.

12 **SECTION 27.** 46.56 (1) (p) of the statutes is amended to read:

13 46.56 (1) (p) "Treatment services" means the individualized social, emotional,
14 behavioral and medical services designed to bring about habilitation, rehabilitation
15 and appropriate developmental growth of a child ~~with severe disabilities~~.

NOTE: Modifies the definition of "treatment services".

16 **SECTION 28.** 46.56 (1) (q) of the statutes is created to read:

17 46.56 (1) (q) "Tribe" means a federally recognized American Indian tribe or
18 band in this state.

NOTE: Creates a definition of "tribe".

1 **SECTION 29.** 46.56 (2) of the statutes is amended to read:

2 46.56 (2) ~~ESTABLISHMENT OF PROGRAMS~~ COORDINATING COMMITTEE, ADMINISTERING
3 AGENCY, INITIATIVE FUNDING. If a county board of supervisors establishes ~~a program~~
4 an initiative under s. 59.53 (7), ~~it or if a tribe establishes an initiative, the county~~
5 board or tribe shall appoint a coordinating committee and designate an
6 administering agency. The ~~program~~ initiative may be funded by the county or tribe
7 or the county board of supervisors or tribe may apply for funding by the state in
8 accordance with sub. (15).

NOTE: Provides that a county board or tribe that establishes a coordinated services initiative must appoint a coordinating committee and designate an administering agency. Also provides that the initiative may be funded by the county or tribe, or the county board or tribe may apply for state funding.

9 **SECTION 30.** 46.56 (3) (a) of the statutes is amended to read:

10 46.56 (3) (a) The coordinating committee ~~shall have the responsibilities~~
11 ~~specified in par. (d) and~~ shall include representatives from all of the following:

12 1. The county department responsible for child welfare and protection services
13 or, for an initiative established by a tribe, the tribal agency responsible for child
14 welfare and protection services.

15 2. The county department responsible for mental health and alcohol and drug
16 abuse services for children and families or, for an initiative established by a tribe, the
17 tribal agency responsible for these services.

18 3. The county department responsible for providing services for children who
19 ~~are developmentally disabled~~ have developmental disability or, for an initiative
20 established by a tribe, the tribal agency responsible for providing these services.

21 4. The family support program under s. 46.985 if the county or tribe has a family
22 support program.

1 5. The juvenile court administrator or another representative appointed by the
2 judge responsible for cases heard under chs. 48 and 938 or, for an initiative
3 established by a tribe, a representative of the tribal court.

4 6. The largest school district in the county and any cooperative educational
5 service agency, if it provides special education in the county, or any county children
6 with disabilities education board in the county, and any other school district in the
7 county that is willing to participate in the ~~program~~ initiative, at the discretion of the
8 administering agency. For an initiative established by a tribe, the coordinating
9 committee shall include a representative of the school district serving the majority
10 of pupils who reside on the reservation of the tribe or on trust lands held for the tribe
11 and any cooperative educational service agency providing special education services
12 to these pupils.

13 7. At least 2 parents ~~of children with severe disabilities~~, or the number ~~of~~
14 ~~parents of children with severe disabilities that it will take to make the parent~~
15 ~~representation equal to equals~~ 25% of the coordinating committee's membership,
16 whichever is greater. of children who are involved in 2 or
more systems of care

NOTE: Modifies the required membership for the coordinating committee to include membership options if coordinated services initiatives are established by a tribe. In addition, modifies the provision relating to the parent members to provide that the parents must be parents of a child who is involved in multiple systems of care. Under current law, each parent member must be a parent of a child with severe disabilities.

17 **SECTION 31.** 46.56 (3) (a) 8. of the statutes is created to read: 2 or more

18 46.56 (3) (a) 8. The agency responsible for economic support programs.

19 **SECTION 32.** 46.56 (3) (b) 1., 2., 3., 4., 5. and 7. of the statutes are amended to
20 read:

1 46.56 (3) (b) 1. Representatives of the vocational rehabilitation office that
2 provides services to the county or, for an initiative established by a tribe, that
3 provides services to the tribe.

NOTE: Adds the agency responsible for economic support programs to the required members of the coordinating committee.

4 2. Representatives of a technical college district that is located in the county
5 or, for an initiative established by a tribe, that serves members of the tribe.

6 3. Physicians specializing in care for ^{plain} children individuals under the age of 18.

7 4. Representatives of health maintenance organizations that are operating in
8 the county or, for an initiative established by a tribe, are serving members of the
9 tribe.

10 5. Representatives of law enforcement agencies that are located in the county
11 or, for an initiative established by a tribe, are representatives of a tribal law
12 enforcement agency.

13 7. Representatives of agencies that are located in the county or, for an initiative
14 established by a tribe, are serving members of the tribe.

NOTE: Modifies the discretionary membership for the coordinating committee to include options for membership for coordinated services initiatives established by a tribe.

15 **SECTION 33.** 46.56 (3) (b) 8. to 16. of the statutes are created to read:

16 46.56 (3) (b) 8. Local elected officials.

17 9. Representatives of a vocational and technical school.

18 10. Local business representatives.

19 11. Representatives of the county board or, for an initiative established by a
20 tribe, representatives of the elected governing body of the tribe.

21 12. Representatives of the regional offices of the department.

22 13. Representatives of the local faith-based community.

1 14. Representatives of probation and parole agencies.

2 15. Representatives of economic support agencies and the Wisconsin Works
3 agency under subch. III of ch. 49, if a different agency.

4 16. Representatives of vocational rehabilitation programs.

NOTE: Adds individuals who may be included in coordinating committee membership.

→ Section 5 here →

5 **SECTION 34.** 46.56 (3) (d) 1. a. to d. of the statutes are renumbered 46.56 (3) (d)

6 4. to 7. and amended to read:

7 46.56 (3) (d) 4. Prepare one or more interagency agreements in accordance with
8 sub. (5) that all participatory organizations in the program initiative agree to follow
9 in creating and operating ~~a program an initiative~~. The interagency agreement shall
10 outline the mission, values, and principles of the initiative, as well as expectations
11 for organizations represented on the coordinating committee under this subsection,
12 including provision of the funding match required under sub. (15) (c). sub 3

13 5. Assess how the program initiative relates to other service coordination
14 programs operating at the county, tribal, or local level and take steps to work with
15 the other service coordination programs and to avoid duplication of activities,
16 services, and resources.

17 6. If a county or tribe applies for funding under sub. (15), assist the
18 administering agency in developing the application required under sub. (15) (b).

19 7. Review determinations by the service coordination agency regarding
20 eligibility, for assessment, appropriate services family resources, or funding of
21 services, at the request of any applicant, recipient, parent of a child, or participating
22 county department, or tribal agency, school district, cooperative educational service



who is involved in 2 or more
systems of care

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1 agencies agency, or county children with disabilities education boards board. The
2 coordinating committee shall adopt written procedures for conducting reviews.

NOTE: Modifies the duties of the coordinating committee.

3 **SECTION 35.** 46.56 (3) (d) 2. (intro.) of the statutes is repealed.

NOTE: Deletes the provision setting forth optional actions of the coordinating committee.

4 **SECTION 36.** 46.56 (3) (d) 2. a. and b. of the statutes are renumbered 46.56 (3)
5 (d) 13. and 14. and amended to read:

6 46.56 (3) (d) 13. Act Plan for sustainability of the system change started by the
7 initiative beginning in the first year of any funding received for the initiative and
8 thereafter by acting as a consortium to pursue additional funding for the program
9 initiative through grants from the state or federal government or private
10 foundations; maintaining formal collaborative agency relationships; including
11 families in the process by emphasizing rights and advocacy; addressing funding and
12 issues related to providing matching funds required under sub. (15) (c); and
13 recommending a plan for realized savings from substitute care budgets to be
14 reinvested in community-based care.

15 14. Establish target groups of children ~~with severe disabilities~~ ^{who are involved in 2 or more systems of care} and their
16 families to be served ~~based on disability of the child, age of the child, geographic areas~~
17 ~~within the county and other factors with the approval of the department. If by the~~
18 initiative. For a county or tribe that applies for funding under sub. (15), severely
19 emotionally disturbed children ~~with severe emotional disabilities~~ are required to be
20 a priority target group.

NOTE: Modifies the optional actions of the coordinating committee so that they are mandatory and modifies those actions.

21 **SECTION 37.** 46.56 (3) (d) 3. of the statutes is created to read:

22 46.56 (3) (d) 3. Oversee the development and implementation of the initiative.

1 **SECTION 38.** 46.56 (3) (d) 8. to 12. of the statutes are created to read:

2 46.56 (3) (d) 8. Establish operational policies and procedures, such as referral
3 and screening procedures, a conflict management policy, and a flexible funding
4 policy, and ensure that the policies and procedures are monitored and adhered to.

5 9. Ensure quality, including adherence to core values as adopted by the state
6 advisory committee established under sub. (14) (a).

7 10. Develop a plan for orientation of new coordinating committee members and
8 coordinated services team members to the coordinated services team approach to
9 providing services to a child and his or her family. *who is involved in 2 or
more systems etc.*

10 11. Identify and address gaps in services for children and families who are
11 enrolled in the initiative.

12 12. Ensure client and partner agency satisfaction through performance of a
13 client and partner agency satisfaction survey.

14 **SECTION 39.** 46.56 (3) (d) 15. of the statutes is created to read:

15 46.56 (3) (d) 15. Distribute information about the availability and operation of
16 the initiative to the general public and to public or private service providers who
17 might seek to make referrals to the initiative.

NOTE: Creates additional duties of the coordinating committee.

18 **SECTION 40.** 46.56 (3) (e) of the statutes is created to read:

19 46.56 (3) (e) The coordinating committee may direct the initiative coordinator
20 or another person to do any of the following:

21 1. Maintain data of enrollments in the initiative and results of screening.

22 2. Establish and report monitoring and evaluation results.

1 3. Monitor, or ensure proper monitoring by the appropriate entity of, targeted
2 case management and in-home services provided under the Medical Assistance
3 Program, under subch. IV of ch. 49, including record-keeping and billing processes.

4 4. Assist in developing and maintaining additional funding sources, including
5 collaborative efforts with system partners.

6 5. Assist in the development and implementation of advocacy for families.

NOTE: Permits the coordinating committee to direct the initiative coordinator or
another person to perform specified additional duties.

7 **SECTION 41.** 46.56 (4) (a) to (e) of the statutes are amended to read:

8 46.56 (4) (a) ~~Oversee~~ Assist the coordinating committee in overseeing the
9 development and implementation of the ~~program~~ initiative and designate the staff
10 needed for the ~~program~~ initiative.

11 (b) Assist the coordinating committee in drafting and executing interagency
12 agreements and any other ~~operations~~ policies and procedures necessary for the
13 start-up and operation of the ~~program~~ initiative.

14 (c) ~~Distribute~~ Assist the coordinating committee in distributing information
15 about the availability and operation of the ~~program~~ initiative to the general public
16 as well as and to public or private service providers who might seek to make referrals
17 to the ~~program~~ initiative.

18 (d) If the county board of supervisors or tribe decides to seek state funding
19 under sub. (15), develop the application in cooperation with the coordinating
20 committee.

21 (e) Undertake such other activities in compliance with ~~another provision of the~~
22 other statutes, ~~department~~ rules and, department guidelines, interagency

1 agreements, and the directions of the coordinating committee as are necessary to
2 ensure the effective and efficient operation of the program initiative.

NOTE: Modifies the role of the administering agency. The administering agency is defined in SECTION 6 as the department designated by a county board or by a tribe to administer a coordinated services initiative.

3 **SECTION 42.** 46.56 (5) (a), (b) and (d) to (i) of the statutes are amended to read:

4 46.56 (5) (a) The identity of every county department, tribal agency, agency,
5 school district, cooperative educational service agency or, county children with
6 disabilities education board, technical college district, or other organization that will
7 participate in the program initiative.

8 (b) The identification of services and resources that the participating
9 organizations will commit to the program initiative or will seek to obtain, including
10 joint funding of services and resources and funding for the qualified staff needed to
11 support the program initiative, such as by cash or contribution of in-kind services
12 and resources as determined by the department under sub. (15) (c). This
13 identification shall specify the roles and responsibilities of the coordinated services
14 team and the coordinating committee.

15 (d) The identification of any group of children with severe disabilities who will
16 be targeted for services and resources through the program initiative.

17 (e) The procedures for outreach, referral, intake, assessment, case planning,
18 and service coordination that the program initiative will use.

19 (f) The specific criteria, based on sub. (7), that will be used for deciding whether
20 a child with severe disabilities and his or her family are eligible for services and
21 resources through the program initiative.

22 (g) The procedures to be followed to obtain any required authorizations for
23 sharing of confidential information among organizations providing treatment,

1 services, education and support services, and other resources to a child with severe
2 disabilities and his or her family.

3 (h) The procedures that will be used for resolving managing conflicts among
4 service providers or coordinated services team members or between clients the child
5 or his or her family and service providers.

6 (i) The methods that will be used to measure program initiative effectiveness,
7 including client satisfaction of the child and his or her family, and for revising the
8 operation of the program initiative in light of evaluation results.

NOTE: Modifies items that an interagency agreement must include. Under SECTION 16, an interagency agreement is a written document of understanding among service providers and other partner agencies that are represented on the coordinating committee that identifies mutual responsibilities for implementing coordinated services for children and their families.

9 **SECTION 43.** 46.56 (5) (j) of the statutes is created to read:

10 46.56 (5) (j) The mission and core values of the initiative.

NOTE: Requires the interagency agreement to include the mission and core values of the initiative.

11 **SECTION 44.** 46.56 (6) (title), (a) (intro.), 1. and 2. of the statutes are amended
12 to read:

13 46.56 (6) (title) ROLES OF SERVICE COORDINATION AGENCY, SERVICE COORDINATOR,
14 INITIATIVE COORDINATOR, AND INTERDISCIPLINARY COORDINATED SERVICES TEAM. (a)
15 (intro.) There may be one One or more service coordination agencies participating
16 may participate under the program initiative. The organizations and the target
17 groups that are to be served shall be identified in the interagency agreement under
18 sub. (5). A All of the following applies to a service coordination agency shall:

19 1. Be The service coordination agency shall be selected based on the its
20 experience of the service coordination agency or its staff in providing services; and
21 resources.

Not

who is enrolled in the initiative

1 2. Identify The service coordination agency shall do all of the following:

2 a. Identify a specific individual to act as service coordinator for each child with
3 ~~severe disabilities~~ and the child's his or her family to facilitate the implementation
4 of the ~~integrated service plan~~; coordinated services plan of care.

NOTE: Sets forth the requirements for and duties of the service coordination agency. Under SECTION 22, the service coordination agency is a county department, tribe, agency, school district, cooperative educational service agency, or county children with disabilities education board designated in an interagency agreement by the coordinating committee to provide intake and service coordination for one or more target groups of children and their families.

5 **SECTION 45.** 46.56 (6) (a) 3. of the statutes is renumbered 46.56 (6) (a) 2. b. and
6 amended to read:

7 46.56 (6) (a) 2. b. Provide or arrange for intake, assessment, ~~case planning~~
8 development of the plan of care, and service coordination under sub. (8); ~~and~~.

9 **SECTION 46.** 46.56 (6) (a) 4. of the statutes is renumbered 46.56 (6) (a) 2. c. and
10 amended to read:

11 46.56 (6) (a) 2. c. Act as a resource source for information about other services
12 and resources for children with ~~severe disabilities~~ and their families who are not
13 eligible for the program initiative, if the coordinating committee determines that ~~this~~
14 service the service coordination agency can ~~be provided~~ provide the information
15 without interfering with the primary purpose of the program initiative.

NOTE: SECTIONS 46 and 47 modify the duties of the service coordination agency.

16 **SECTION 47.** 46.56 (6) (b) of the statutes is amended to read:

17 46.56 (6) (b) The service coordinator shall have the functions specified in sub.
18 (8) (f) to ~~(i)~~ (h), (n), and (r).

19 **SECTION 48.** 46.56 (6) (c) of the statutes is amended to read:

20 46.56 (6) (c) The interdisciplinary coordinated services team shall have has the
21 functions specified under sub. (8) (f) ~~and~~, (h), and (i).

NOTE: SECTIONS 48 and 49 modify the provisions cross-referencing the functions of the service coordinator and the coordinated services team.

1 **SECTION 49.** 46.56 (6) (cr) of the statutes is created to read:

2 46.56 (6) (cr) Every county and tribe that operates any initiative shall develop
3 written policies and procedures specifying the selection process for the initiative
4 coordinator.

NOTE: Creates a requirement that every county and tribe that operates any initiative develop written policies and procedures specifying the selection process for the initiative coordinator.

5 **SECTION 50.** 46.56 (6) (d) of the statutes is created to read:

6 46.56 (6) (d) The primary responsibility of the initiative coordinator is to
7 promote collaborative relationships ~~in the~~ ^{between} systems of care. The initiative coordinator
8 shall do all of the following:

9 1. Bring together parents and relevant staff from various agencies and
10 organizations to comprise the coordinating committee under sub. (3) (a) and (b), and
11 support their activities, in order to ensure compliance with established policies and
12 procedures specified in sub. (3) (d).

13 2. Work with the coordinating committee to maintain and support agency
14 participation as established in the interagency agreement.

15 3. Work with the coordinating committee and service coordination agency to
16 receive and review referrals.

17 4. Work with the coordinating committee and service coordination agency to
18 assure provision of service coordination services for all groups of people working with
19 the child and his or her family.

20 5. Guide the development of the coordinated service team working with the
21 child and his or her family in order to ensure compliance with basic principles of the
22 initiative core values.

6. Review plans of care, including crisis response plans, for consistency with the coordinated services team approach to providing services to a child and his or her family and core values.

7. Assist the coordinating committee and coordinated services teams in establishing consistent measures for the development, implementation, evaluation, and monitoring of the initiative and its outcomes.

8. Facilitate public education and awareness of issues and programs for families and children. *who are involved in 2 or more systems of care and their families*

9. Ensure provision of ongoing support and training that is related to the coordinated services team process for families, service coordinators, and providers and ensure orientation for coordinated services team members.

10. Support service providers in developing strategies to enhance existing programs, to increase resources, and to establish new resources relevant to project goals and objectives.

11. Ensure that local and state agencies submit data and reports in an accurate and timely manner.

12. If directed to do so by the coordinating committee, perform any of the duties set forth in sub. (3) (e).

NOTE: Provides that the primary responsibility of the initiative coordinator is to promote collaborative relationships in the systems of care, as defined in SECTION 25, and sets forth the duties of the initiative coordinator.

SECTION 51. 46.56 (7) of the statutes is amended to read:

46.56 (7) ELIGIBILITY OF CHILDREN AND FAMILIES. Children ~~with severe disabilities~~ and their families shall be eligible for the program. The initiative, except that the coordinating committee may establish specific additional criteria for eligibility for services and may establish certain target groups of children with severe

who are involved in 2 or more systems of care

who are involved in 2 or more systems of care

1 disabilities to receive services. If target groups are established, only children with
2 severe disabilities falling within the target groups are eligible for may be enrolled in
3 the program initiative. Any eligibility criteria shall meet all of the following
4 conditions:

5 (a) Be based on a community assessment that identifies areas of greatest need
6 for integrated coordinated services ~~for children with severe disabilities~~.

7 (b) Give priority to children ~~with severe disabilities~~ who are at risk of
8 placement outside the home or who are in an institution and are not receiving
9 integrated coordinated ~~community-based~~ services based in the community and
10 other resources, or who would be able to return to community placement or their
11 homes from an institutional placement if ~~such~~ the services and other resources were
12 provided.

13 (c) Not exclude a child ~~with severe disabilities or that child's~~ his or her family
14 from services or other resources because of lack of ability to pay.

NOTE: Modifies the provisions relating to eligibility of children and families.

15 **SECTION 52.** 46.56 (8) (title) of the statutes is amended to read:

16 46.56 (8) (title) REFERRAL, INTAKE, ASSESSMENT, ~~CASE-PLANNING~~ PLAN OF CARE
17 DEVELOPMENT, AND SERVICE COORDINATION.

18 **SECTION 53.** 46.56 (8) (a) to (g) and (h) (intro.), 2., 3., 4., 5. and 6. of the statutes
19 are amended to read:

20 46.56 (8) (a) Referrals to the program initiative may come from any county
21 departments, tribal agencies, agencies, school districts, cooperative educational
22 service agencies, county children with disabilities education boards, technical
23 college districts, courts assigned to exercise jurisdiction under chs. 48 and 938, tribal
24 courts, or any other organization, or ~~the child with severe disabilities~~ or his or her

who is involved in 2 or more systems of care

1 family may contact the administering agency or service coordination agency to
2 request services and resources.

3 (b) Upon referral, staff from the service coordination agency or individuals
4 designated by the coordinating committee shall screen the referral to determine if
5 the child ~~with severe disabilities~~ and the child's his or her family appear to meet the
6 eligibility criteria and any target groups group requirements established by the
7 coordinating committee. If the child ~~with severe disabilities~~ and the child's his or her
8 family appear to be eligible, the staff shall ~~gather~~ assist the entity that made the
9 referral under par. (a), and the parent or parents, in gathering information from the
10 child's family and any current service providers necessary to prepare an application
11 for the ~~program~~ initiative.

12 (c) Consent for release of information ~~and participation of relating to~~ a child
13 ~~with severe disabilities and his or her family in the program and in the program~~
14 ~~evaluation must~~ shall be obtained from the child's parent, or the child, if appropriate
15 or required by federal statute or regulation or state statute or rule, or by order of a
16 court with appropriate jurisdiction.

17 (d) The service coordination agency or individuals designated by the
18 coordinating committee shall review the completed application with the family, and,
19 in light of the eligibility criteria in the interagency agreement and sub. (7), determine
20 whether the child ~~with severe disabilities~~ and the child's his or her family are eligible
21 for and appropriate for services through the program enrollment in the initiative.
22 The service coordination agency or the individuals designated by the coordinating
23 committee shall approve or disapprove each application within 30 days after the date
24 on which the application was received completed.

NOT who is involved
in 2 or more
systems of care

1 (e) If the child ~~with severe disabilities~~ and the child's his or her family are found
2 to be ineligible, or if it is determined that enrollment in the initiative is not the best
3 method of meeting the needs of the child and his or her family, staff from the service
4 coordination agency or individuals designated by the coordinating committee shall
5 assist them the child and family in obtaining identifying and accessing needed
6 services or resources from appropriate providers.

7 (f) If the child ~~with severe disabilities~~ and the child's his or her family are found
8 to be eligible for the program and are enrolled in the initiative, the agency shall
9 assign a service coordinator who shall assemble an interdisciplinary a coordinated
10 services team to assess the strengths and needs of the child ~~with severe disabilities~~
11 and the child's his or her family's need for treatment, education, care, and support.
12 The service coordinator shall coordinate the operations of the coordinated services
13 team.

14 (g) The service coordinator shall assemble the results of all prior relevant
15 assessments and evaluations documenting the service strengths and needs of the
16 ~~child with severe disabilities~~ ^{NOT enrolled in the initiative} and the child's his or her family, including
17 individualized education program team evaluations under s. 115.782 or independent
18 educational evaluations, court-ordered evaluations under s. 48.295 or 938.295,
19 family support program evaluations, community integration program or community
20 options program assessments, and any other available medical, psychiatric,
21 psychological, vocational or developmental educational, medical, vocational, and
22 psychosocial evaluations.

23 ^{plan} (h) (intro.) The interdisciplinary coordinated services team, the child's family
24 of the child with severe disabilities, and the service coordinator shall, based on a
25 review of a summary of existing assessments of strengths and needs that have been

NOT enrolled in the initiative

1 assembled and any additional evaluations and plans that they the team, the
2 coordinator, or the family ~~find~~ finds to be necessary, prepare ~~an integrated service~~
3 a strength-based, gender-competent and culturally competent, family-centered,
4 coordinated services plan of care within 60 days after the date on which the
5 application was received approved. ~~The integrated service~~ coordinated services plan
6 of care shall include all of the following:

7 2. The short-term and long-term goals ~~for treatment and support services for~~
8 to address the needs of the child with severe disabilities and the child's his or her
9 family.

10 3. The services and resources needed by the child ~~with severe disabilities and~~
11 ~~the child's~~ his or her family, including the identity of each individual and
12 organization that will be responsible for providing ~~a portion of the treatment,~~
13 education and support services to be offered to the child and the child's family, and
14 the specific services that each organization will provide the services and other
15 resources. The coordinated services plan of care shall place emphasis on services and
16 resources that are available through community and informal sources.

17 4. Criteria for measuring the effectiveness and appropriateness of the
18 ~~integrated service plan~~ coordinated services plan of care so that it can be modified
19 as needed to better meet the child's and the child's family's needs. A coordinated
20 services plan of care shall be oriented so as to produce meaningful outcomes and to
21 provide services in the least restrictive setting possible.

22 5. Identification of any administrative or judicial procedures under ch. 48, 51,
23 55, 115, 118, or 938 that may be necessary in order to fully implement the ~~integrated~~
24 ~~service plan~~ coordinated services plan of care and the identity of the individual or

1 organization that will be responsible for initiating those procedures, if any are
2 required.

3 6. Identification of available sources of funding to support the services and
4 other resources needed for the child ~~with severe disabilities~~ and his or her family and
5 an allocation of funding responsibility among organizations where if more than one
6 organization is responsible for the child's and ~~the child's~~ his or her family's
7 treatment, education and support services.

NOTE: Modifies the provisions relating to referrals to the coordinated services initiative, screening of children and families referred to the initiative, consent for release of information, review of completed applications with the child's family, assistance to families found to be ineligible, enrollment in the initiative and assignment of a coordinated services team, assembling results of prior assessments and evaluations documenting the strengths and needs of the child, and preparation of a coordinated services plan of care.

8 **SECTION 54.** 46.56 (8) (cm) of the statutes is created to read:

9 46.56 (8) (cm) Consent for participation of a child and his or her family in the
10 initiative and in the initiative evaluation shall be obtained from the child's parent
11 or, if appropriate, the child.

NOTE: Creates a separate provision relating to consent for participation in a CST initiative. This language is deleted from s. 46.56 (8) (c), stats., in the bill.

12 **SECTION 55.** 46.56 (8) (h) 7. and 8. of the statutes are created to read:

13 46.56 (8) (h) 7. Clear statements articulating the specific needs of the child and
14 family that are to be addressed. Needs may not be stated solely in terms of the need
15 for services but may be described in a strength-based manner with a response that
16 is readily achievable.

17 8. Plans for responding to possible crisis situations that may occur with the
18 child and his or her family.

NOTE: Creates additional information that must be included in the coordinated services plan of care.

19 **SECTION 56.** 46.56 (8) (i) to (k) of the statutes are amended to read:

1 46.56 (8) (i) If additional evaluations are needed, the ~~service coordination~~
2 agency coordinated services team shall arrange for them or assist the child's family
3 in obtaining them.

4 (j) The proposed ~~integrated service plan~~ coordinated services plan of care shall
5 be submitted to any service providers who would be are included in the integrated
6 service plan and the court assigned to exercise jurisdiction under chs. 48 and 938 if
7 participation in the program has been court ordered under s. 48.345 (6m) or 938.34
8 (6m) proposed plan of care.

9 (k) Upon written approval of the ~~integrated service plan~~ coordinated services
10 plan of care by the proposed service providers and, the child's family, ~~unless the~~
11 child's involvement in the program is through court order under s. 48.355 or 938.355,
12 in which case approval of the court may be substituted for that of the family, ~~and the~~
13 coordinated services team, the ~~integrated service plan~~ plan of care shall be
14 implemented by the service coordination agency and the ~~service providers~~
15 individuals and organizations designated to provide services and other resources
16 under the ~~integrated service plan~~ plan of care.

NOTE: Modifies provisions relating to arranging for additional evaluations of the child, submitting the coordinated services plan of care to any service provider included in the plan of care, and implementing the plan of care.

17 **SECTION 57.** 46.56 (8) (L) of the statutes is repealed.

NOTE: Repeals a provision under which the service coordination agency and the designated service providers must include in the integrated service plan all individuals who are active in the care of the child with severe disabilities, including members of the child's family, foster parents, and other individuals who by close and continued association with the child have come to occupy significant roles in the care and treatment of the child.

18 **SECTION 58.** 46.56 (8) (m) to (o) of the statutes are amended to read:

19 46.56 (8) (m) Each organization or service provider designated to provide
20 services and other resources under the ~~integrated service~~ coordinated services plan

1 ~~of care shall identify a specific staff person individual~~ who shall serve as the ongoing
2 ~~member of a treatment team contact person~~ to ensure continuity and communication
3 while services are being provided to the child ~~with severe disabilities~~ and his or her
4 family under the integrated service plan. ~~The service coordinator shall coordinate~~
5 ~~the operations of the treatment team of care.~~

6 (n) The service coordinator shall advocate for the child ~~with severe disabilities~~
7 and ~~the child's~~ his or her family and ensure that they are provided the opportunity
8 to participate in assessment, planning, and ongoing review of services to the fullest
9 extent possible.

10 (o) Services and other resources under this section shall be provided in the
11 community, preferably in the child's home or home community, in the least restrictive
12 and least intrusive setting and manner ~~which~~ that meets the best interests of the
13 child ~~with severe disabilities.~~

NOTE: Modifies provisions relating to identifying an ongoing contact person from each organization or service provider designated to provide services under the plan of care, requiring that the service provider advocate for the child and his or her family and ensure they are participating in planning and other activities to the fullest extent possible, and requiring that services and other resources be provided in the least restrictive and least intrusive setting and manner.

14 **SECTION 59.** 46.56 (8) (p) and (q) of the statutes are repealed.

NOTE: Repeals provisions under which an integrated service plan may not be used to place or accomplish the placement of a child outside of his or her home and that an integrated service plan may not modify a individualized education program.

15 **SECTION 60.** 46.56 (8) (r) and (s) of the statutes are amended to read:

16 46.56 (8) (r) The On a regular basis, and at least every 3 months, the service
17 coordinator shall, ~~when necessary and at least every 6 months,~~ assemble the
18 treatment coordinated services team, the family of the child ~~with severe disabilities,~~
19 the child ~~with severe disabilities,~~ where if appropriate, and any counsel, guardian
20 ad litem, or other person advocating for the interests of the child ~~with severe~~

1 disabilities or the child's his or her family to review the integrated service, plan of
2 care and progress toward the goals of the integrated service plan of care, establish
3 new goals, request the inclusion of new participating organizations or individuals,
4 or otherwise modify the integrated service coordinated services plan of care to better
5 meet the needs of the child with severe disabilities and the child's his or her family.
6 Decisions to amend the integrated service coordinated services plan of care must be
7 approved by the service coordinator, the treatment coordinated services team, the
8 family and, where if the integrated service plan of care is being provided under a
9 court order, by the court.

10 (s) Services under the integrated service plan may be terminated Coordination
11 of services by a coordinated services team may be ended by the agreement of all
12 participants on the coordinated services team that the goals of treatment and
13 support have been met and that an integrated service plan is no longer needed, by
14 order of the court if services are being provided under court order, or are being met;
15 by withdrawal of the family of the child with severe disabilities unless participation
16 is court ordered, or; by the service coordination agency upon a recommendation from
17 the service coordinator and the treatment, that further services are not in the child's
18 best interests, or that coordinated services team; by the family's refusal to
19 participate in the process; if the child with severe disabilities and child's his or her
20 family no longer meet the eligibility criteria for the program coordinated services
21 team; or by court order, if services are being provided under court order.

NOTE: Modifies provisions relating to review of and amendments to plans of care
and termination of the coordinated services team process.

22 SECTION 61. 46.56 (9) of the statutes is amended to read:

1 46.56 (9) IMMEDIATE CARE. Individual county departments, tribal agencies,
2 other agencies, and other service providers ~~may~~ shall provide immediate services
3 and other resources as necessary and appropriate to children with severe disabilities
4 and their families who have been referred for ~~participation~~ an evaluation of
5 eligibility for and appropriateness of enrollment in the program initiative while
6 assessment and planning take place.

NOTE: Modifies the provision relating to providing immediate services and other resources as necessary.

7 **SECTION 62.** 46.56 (10) to (13) of the statutes are amended to read:

8 46.56 (10) ~~RELATION TO FAMILY~~ OTHER SUPPORT PROGRAM PROGRAMS. In any county
9 or for a tribe that has a family support program under s. 46.985, or other support
10 programs, including comprehensive community services or office of justice
11 assistance programs, the ~~integrated service program initiative~~ shall coordinate its
12 activities with the family support program. ~~The administering agency for the family~~
13 ~~support program may act as a service coordination agency for the integrated service~~
14 ~~program and the family support program advisory committee may act as the~~
15 ~~coordinating committee if the requirements of this section are met and the~~
16 ~~department gives its approval~~ programs.

17 (11) ~~INFORMAL~~ CONFLICT CONFLICT MANAGEMENT. The department,
18 administering agency, service coordination agencies, and service coordinators shall
19 establish and use informal means for conflict management, including consultation,
20 mediation, and independent assessment, whenever possible. A formal conflict
21 management policy shall be established in writing by the coordinating committee for
22 use by families, providers, and other individuals involved in the initiative.

who are involved in 2 or more systems of care

1 (12) ADMINISTRATIVE APPEALS. Decisions by the service coordination agency
2 regarding eligibility, enrollment, denial, termination, reduction, or appropriateness
3 of services and decisions by the individuals designated by the coordinating
4 committee regarding eligibility, enrollment, or denial may be appealed to the
5 coordinating committee by a child ~~with severe disabilities~~ who is a service applicant
6 or recipient or by the parent or guardian or guardian ad litem of the applicant or
7 recipient. Decisions of the coordinating committee may be appealed to the
8 department under ch. 227.

9 (13) REVIEW OF ACTIONS BY INDIVIDUAL AGENCIES. Nothing in this section shall
10 limit, modify, or expand the rights, remedies, or procedures established in federal
11 statutes or regulations or state law statutes or rules for individuals or families
12 receiving services provided by individual organizations that are participating in the
13 integrated service coordinated services plan of care.

NOTE: Modifies the provision requiring the coordinated services initiative to coordinate its activities with other support programs, conflict management, administrative appeals, and review of actions by individual organizations participating in the plan of care.

14 SECTION 63. 46.56 (14) (a) of the statutes is amended to read:

15 46.56 (14) (a) In order to support the development of a comprehensive service
16 system of coordinated care for children with severe disabilities and their families, the
17 department shall establish a statewide state advisory committee with
18 representatives of county departments and tribal governing bodies, the department
19 of public instruction, educational agencies, the department of corrections, the
20 juvenile correctional system, professionals experienced in the provision of services
21 to children ~~with severe disabilities~~, and their families with children with severe
22 disabilities, advocates for such families and their children, the subunit subunits of
23 the department of workforce development that administers administer economic

the department of children and families

Not who are involved in 2 or more systems of care

Not

1 support programs and vocational rehabilitation, a representative of the local
2 workforce development board established under 29 USC 2832, a representative of
3 the philanthropy community, the technical college system, health care providers,
4 courts assigned to exercise jurisdiction under chs. 48 and 938, the department of
5 children and families, child welfare officials, and other appropriate persons as
6 selected by the department. The department may use an existing committee for this
7 purpose if it has representatives from the listed groups and is willing to perform the
8 required functions. This committee shall monitor the development of programs
9 initiatives throughout the state and support communication and mutual assistance
10 among operating programs initiatives as well as those that are being developed.

NOTE: Modifies the provision requiring the department of health services to establish a state advisory committee. The bill adds to membership of the advisory committee representatives of tribal governing bodies, the department of corrections, the juvenile correctional system, the subunit of the department of workforce development that administers economic support programs, the local workforce development board, the philanthropic community, and the department of children and families.

11 **SECTION 64.** 46.56 (14) (b) (intro.) of the statutes is amended to read:

12 46.56 (14) (b) (intro.) The department shall provide, either directly or through
13 purchase of services, the following support services to the counties and tribes that
14 elect to participate in the program initiative:

15 **SECTION 65.** 46.56 (14) (b) 1. and 3. of the statutes are amended to read:

16 46.56 (14) (b) 1. Consultation in the areas of developing and maintaining
17 individual integrated service plans ^{stris} initiatives, and finding appropriate resources,
18 and establishing and maintaining local programs.

19 3. Assessment resources for cases where no local evaluation resource is
20 available or sufficient to enable development of an effective integrated service plan
21 coordinated services plan of care. These resources may be provided directly through
22 state-operated programs or by referral to private service providers.

Not
establish principles and core values for administering initiatives

NOTE: SECTIONS 64 and 65 modify current requirements for the department of health services to provide support services to counties and tribes that elect to participate in the coordinated services team initiative.

1 **SECTION 66.** 46.56 (14) (c) (intro.) and 1. of the statutes are amended to read:

2 46.56 (14) (c) (intro.) The department shall evaluate the programs initiatives
3 funded under this section. All organizations participating in the program initiatives
4 shall cooperate with the evaluation. The evaluation shall include information about
5 all of the following:

6 1. The number of days that children ~~with severe disabilities served in the~~
7 programs enrolled in the initiative spent in out-of-home placement compared to
8 other children ~~with severe disabilities in the target group who are not enrolled in the~~
9 initiative and the costs associated with these placements.

10 **SECTION 67.** 46.56 (14) (c) 2. of the statutes is repealed.

11 **SECTION 68.** 46.56 (14) (c) 3. to 5. of the statutes are amended to read:

12 46.56 (14) (c) 3. A comparison between any changes in problem behaviors of
13 participants enrollees before and after participation enrollment in the program
14 initiative.

15 4. A comparison between school attendance and performance of participants
16 enrollees before and after participation enrollment in the program initiative.

17 5. A comparison between recidivism rates of participants enrollees who have
18 a history of delinquency.

19 **SECTION 69.** 46.56 (14) (c) 6. and 7. of the statutes are amended to read:

20 46.56 (14) (c) 6. Parent and child satisfaction with the program initiative.

21 7. Types of services provided to children ~~with severe disabilities and their~~
22 families ~~in the program through the integrated service plan initiative~~ and the cost
23 of these services.

programs involved in 2 or more systems of care and are

NOTE: SECTIONS 66, 67, 68, and 69 modify provisions requiring the department of health services to evaluate initiatives receiving state funding.

1 **SECTION 70.** 46.56 (14) (c) 8. of the statutes is repealed.

NOTE: Repeals the provision requiring the department of health services to evaluate the fulfillment of the terms of the interagency agreements developed by the coordinating committee.

2 **SECTION 71.** 46.56 (14) (c) 9. of the statutes is created to read:

3 46.56 (14) (c) 9. A systems change and sustainability plan under sub. (3) (d) 13.

4 **SECTION 72.** 46.56 (14) (d) of the statutes is amended to read:

5 46.56 (14) (d) Notwithstanding sub. (1) (e) ~~(intro.)~~ eligibility requirements for
6 enrollment in the initiative, if the state is funding the ~~program~~ initiative in a
7 particular county or for a tribe under sub. (15), the department may permit the
8 county or tribe to serve under this section any individual who has a severe
9 ~~disabilities~~ disability and who has not attained 22 years of age, ~~and his or her family,~~
10 if the individual's mental, physical, sensory, behavioral, emotional, or developmental
11 ~~disabilities~~ disability or whose combination of multiple disabilities meets the
12 requirements specified in sub. (1) (e) ~~(om)~~ 1. to 4.

NOTE: Modifies the provision under which the state may permit a county or tribe receiving state funding to serve an individual who has a severe disability and who has not attained 22 years of age.

13 **SECTION 73.** 46.56 (15) (a) and (b) (intro.) of the statutes are amended to read:

14 46.56 (15) (a) From the appropriation account under s. 20.435 (7) (co), the
15 department shall make available funds to implement programs. ~~The funds may be~~
16 ~~used to pay for the intake, assessment, case planning and service coordination~~
17 ~~provided under sub. (8) and for expanding the capacity of the county to provide~~
18 ~~community-based care and treatment for children with severe disabilities~~
19 initiatives under this section.

Not who are involved in 2 or more systems of care

1 (b) (intro.) In order to apply for funds under this ~~section~~ subsection the county
2 board of supervisors or tribe shall do all of the following:

NOTE: Modifies the provision permitting the department of health services to provide funds to implement coordinated services initiatives.

3 **SECTION 74.** 46.56 (15) (b) 1r. of the statutes is created to read:

4 46.56 (15) (b) 1r. Demonstrate that the coordinating services team approach
5 to providing services to children and families will be followed, and principles and core
6 values, as outlined by the advisory committee established by the department, will
7 be adhered to.

NOTE: Creates an additional requirement for county boards of supervisors or tribes who apply for funds to implement a coordinated services initiative.

8 **SECTION 75.** 46.56 (15) (b) 2. to 4. of the statutes are amended to read:

9 46.56 (15) (b) 2. Establish ~~children with severe emotional disturbances to be~~
10 the priority target group to be served by the program initiative as severely
11 emotionally disturbed children.

12 3. Submit a plan to the department for implementation of the integrated
13 ~~service program~~ initiative in accordance with the requirements of this section.

14 4. Submit a description of the existing services and other resources in the
15 county or tribe for children ~~with severe disabilities~~, an assessment of any gaps in
16 services, and a plan for using the funds received under this program subsection or
17 funds from other ~~funding~~ sources to develop or expand ~~any needed community-based~~
18 ~~services such as in-home treatment, treatment foster care, day treatment, respite~~
19 ~~care or crisis services~~ the initiative.

NOTE: Modifies the current requirements for county boards of supervisors or tribes that apply for funds to implement a coordinated services initiative.

20 **SECTION 76.** 46.56 (15) (b) 5. of the statutes is created to read:

21 46.56 (15) (b) 5. Agree to comply with this section.

Not

who are involved in 2 or more systems of care

NOTE: Creates an additional requirement for county boards of supervisors or tribes that apply for funds to implement a coordinated services initiative.

1 **SECTION 77.** 46.56 (15) (c) and (d) of the statutes are amended to read:

2 46.56 (15) (c) In order for a county or tribe to obtain funds under this section,
3 ~~subsection, all of the participating agencies and organizations shall provide~~
4 ~~matching funds that, in total, equal to 20% of the requested funding shall be provided~~
5 ~~by the participating county departments and school districts. All of the participating~~
6 ~~county departments and school districts shall participate in providing the. The~~
7 ~~match, which~~ may be cash or in-kind. The department shall determine what may
8 be used as in-kind match.

9 (d) In order to apply for funding, ~~at least one school district, cooperative~~
10 ~~educational service agency or county children with disabilities education board~~
11 ~~serving children with severe disabilities in the county must participate in the~~
12 ~~program~~ a county or tribe shall have a coordinating committee that meets the
13 requirements under sub. (3) (a) and (b), that will carry out the responsibilities under
14 sub. (3) (d).

NOTE: Modifies provisions relating to required matching funds and the requirement that a county or tribe must have a coordinating committee in order to apply for funding to implement a coordinated services initiative.

15 **SECTION 78.** 46.56 (15) (e) of the statutes is repealed.

NOTE: Repeals the provision under which the coordinating committee and the administering agency must develop and submit to the department of health services, during the first year of funding, a set of goals for diverting children with severe disabilities from placements outside the home and a plan for allocating funding from institutional services to community-based services for children with severe disabilities. Further, this provision provides that the coordinating committee and the administering agency must ensure that any funds saved, during the course of the program, as a result of the reduced use of institutional care by the target population will be allocated to community-based services for the target population.

16 **SECTION 79.** 46.56 (15) (f) of the statutes is amended to read:

1 46.56 (15) (f) Funds allocated under this subsection may not be used to replace
2 any other state and federal funds or any county funds that are being used to fund
3 services for children with severe disabilities.

NOTE: Modifies the provision relating to replacing other funds with coordinated services initiative funds.

4 **SECTION 80.** 48.02 (9s) of the statutes is renumbered 48.02 (2f) and amended
5 to read:

6 48.02 (2f) "~~Integrated service~~ Coordinated services plan of care" has the
7 meaning given in s. 46.56 (1) (g) (cm).

8 **SECTION 81.** 48.33 (1) (c) of the statutes is amended to read:

9 48.33 (1) (c) A description of the specific services or continuum of services which
10 the agency is recommending that the court order for the child or family or for the
11 expectant mother of the unborn child, the persons or agencies that would be
12 primarily responsible for providing those services, the identity of the person or
13 agency that would provide case management or coordination of services, if any, and,
14 in the case of a child adjudged to be in need of protection or services, whether or not
15 the child should receive ~~an integrated service~~ a coordinated services plan of care.

16 **SECTION 82.** 48.345 (6m) of the statutes is amended to read:

17 48.345 (6m) If the report prepared under s. 48.33 (1) recommends that the child
18 is in need of ~~an integrated service~~ a coordinated services plan of care and if ~~an~~
19 ~~integrated service program~~ an initiative under s. 46.56 has been established in the
20 county or, for a child who is a member of a tribe, as defined in s. 46.56 (1) (q), by a
21 tribe, the judge may order that an integrated service an assessment of the child and
22 the child's family for eligibility for and appropriateness of the initiative, and if

1 eligible for enrollment in the initiative, that a coordinated services plan of care be
2 developed and implemented.

NOTE: SECTIONS 80, 81, and 82 modify provisions of the ch. 48, stats., the children's code, to make them consistent with the changes in the bill relating to coordinated services initiatives. In addition, SECTION 82 permits a judge to order that a child be assessed for eligibility for coordinated services instead of permitting a judge to order coordinated services without an assessment.

3 **SECTION 83.** 49.45 (25) (bm) 2. of the statutes is amended to read:

4 49.45 (25) (bm) 2. ~~A~~ Individuals who are designated by the coordinating
5 committee have, or a service coordination agency has, determined under s. 46.56 (8)
6 (d) that the person is a child, as defined in s. 46.56 (1) (bm), with emotional and
7 behavioral disabilities that meet the requirements under s. 46.56 (1) (e) 1. to 4.

NOTE: Modifies current law relating to case management services for severely emotionally disturbed children under the medical assistance program to make it consistent with changes in the bill relating to coordinated services initiatives.

8 **SECTION 84.** 51.42 (3) (ar) 14. of the statutes is amended to read:

9 51.42 (3) (ar) 14. If the county board of supervisors establishes an integrated
10 service program for children with severe disabilities initiative to provide coordinated
11 services under s. 59.53 (7), participate in and may administer ~~an integrated service~~
12 ~~program for children with severe disabilities under s. 59.53 (7) the initiative,~~
13 including entering into any written interagency agreements or contracts.

14 **SECTION 85.** 51.437 (4m) (m) of the statutes is amended to read:

15 51.437 (4m) (m) If the county board of supervisors establishes an integrated
16 service program for children with severe disabilities initiative to provide coordinated
17 services under s. 59.53 (7), participate in ~~an integrated service program for children~~
18 ~~with severe disabilities under s. 59.53 (7) the initiative,~~ including entering into any
19 written interagency agreements or contracts.

20 **SECTION 86.** 51.437 (4r) (a) 3. of the statutes is amended to read:

1 51.437 (4r) (a) 3. May administer an ~~integrated service program for children~~
2 ~~with severe disabilities~~ initiative to provide coordinated services under s. 59.53 (7),
3 if the county board of supervisors establishes an ~~integrated service program for~~
4 ~~children with severe disabilities~~ the initiative.

NOTE: SECTIONS 84, 85, and 86 modify the duties and powers of county departments of community programs and developmental disability services to make them consistent with the changes in the draft relating to coordinated services initiatives.

5 **SECTION 87.** 59.53 (7) of the statutes is repealed and recreated to read:
6 59.53 (7) INITIATIVE TO PROVIDE COORDINATED SERVICES. The board may establish
7 an initiative to provide coordinated services under s. 46.56.

NOTE: Permits a county board of supervisors to establish a coordinated services initiative.

8 **SECTION 88.** 115.817 (5) (c) of the statutes is amended to read:
9 115.817 (5) (c) If the county board of supervisors establishes an ~~integrated~~
10 ~~service program for children with severe disabilities~~ initiative to provide coordinated
11 services under s. 59.53 (7), the county children with disabilities education board shall
12 participate in an ~~integrated service program for children with severe disabilities~~
13 ~~under s. 59.53 (7)~~ the initiative, and may enter into written interagency agreements
14 or contracts under the ~~program~~ initiative.

NOTE: Modifies the duties of the county children with disabilities education board to make them consistent with the changes in the bill relating to coordinated services initiatives.

15 **SECTION 89.** 116.03 (13m) of the statutes is amended to read:
16 116.03 (13m) If the county board of supervisors establishes an ~~integrated~~
17 ~~service program for children with severe disabilities~~ initiative to provide coordinated
18 services under s. 59.53 (7), participate in an ~~integrated service program for children~~
19 ~~with severe disabilities under s. 59.53 (7)~~ the initiative and may enter into written
20 interagency agreements or contracts under the ~~program~~ initiative.

NOTE: Modifies the duties of the board of control of a cooperative educational service agency to make them consistent with the changes in the bill relating to coordinated services initiatives.

1 **SECTION 90.** 120.12 (19) of the statutes is amended to read:

2 120.12 (19) (title) ~~INTEGRATED SERVICE PROGRAM~~ INITIATIVE TO PROVIDE
3 COORDINATED SERVICES. If the county board of supervisors establishes an integrated
4 service program for children with severe disabilities initiative to provide coordinated
5 services under s. 59.53 (7), participate in an integrated service program for children
6 with severe disabilities under s. 59.53 (7) the initiative and may enter into written
7 interagency agreements or contracts under the program initiative.

NOTE: Modifies the duties of school boards to make them consistent with the changes in the bill relating to coordinated services initiatives.

8 **SECTION 91.** 938.02 (9s) of the statutes is renumbered 938.02 (2f) and amended
9 to read:

10 938.02 (2f) “~~Integrated service~~ Coordinated services plan of care” has the
11 meaning given in s. 46.56 (1) (g) (cm).

12 **SECTION 92.** 938.33 (1) (c) of the statutes is amended to read:

13 938.33 (1) (c) A description of the specific services or continuum of services that
14 the agency is recommending the court to order for the juvenile or family, the persons
15 or agencies that would be primarily responsible for providing those services, and the
16 identity of the person or agency that would provide case management or coordination
17 of services, if any, and whether or not the juvenile should receive an integrated
18 service a coordinated services plan of care.

19 **SECTION 93.** 938.34 (6m) of the statutes is amended to read:

20 938.34 (6m) ~~INTEGRATED SERVICE~~ COORDINATED SERVICES PLAN OF CARE. If the
21 report prepared under s. 938.33 (1) recommends that the juvenile is in need of an
22 integrated service a coordinated services plan of care and if an integrated service

1 ~~program initiative~~ under s. 46.56 has been established in the county or, if applicable,
2 by a tribe, order that ~~an integrated service~~ an assessment of the juvenile and the
3 juvenile's family for eligibility for and appropriateness of the initiative, and if eligible
4 for enrollment in the initiative, that a coordinated services plan of care be developed
5 and implemented.

NOTE: SECTIONS 91, 92, and 93 modify provisions of the ch. 938, Stats., the juvenile justice code, to make them consistent with the changes in the bill relating to coordinated services initiatives. In addition, SECTION 93 permits a judge to order that a juvenile be assessed for eligibility for coordinated services instead of permitting a judge to order coordinated services without an assessment.

6 **SECTION 94. Fiscal changes.**

7 (1) INITIATIVES FOR COORDINATED SERVICES. In the schedule under section 20.005
8 (3) of the statutes for the appropriation to the department of health services under
9 section 20.435 (7) (co) of the statutes, as affected by the acts of 2009, the dollar
10 amount is decreased by \$1,466,000 for the first fiscal year of the fiscal biennium in
11 which this subsection takes effect for the purpose for which the appropriation is
12 made. In the schedule under section 20.005 (3) of the statutes for the appropriation
13 to the department of health services under section 20.435 (7) (co) of the statutes, as
14 affected by the acts of 2009, the dollar amount is decreased by \$1,466,000 for the 2nd
15 fiscal year of the fiscal biennium in which this subsection takes effect for the purpose
16 for which the appropriation is made.

NOTE: Increases the appropriation for state grants to implement coordinated services initiatives by \$1,466,000 in fiscal years 2009-10 and 2010-11.

17 **SECTION 95. Effective date.** This act takes effect on the day after publication
18 or the 2nd day after publication of the 2009-11 biennial budget act, whichever is
19 later.

NOTE: Provides that the provisions of the bill take effect on the day after publication or the 2nd day after publication of the 2009-11 biennial budget act, whichever is later.

1**(END)**

**DRAFTER'S NOTE
FROM THE
LEGISLATIVE REFERENCE BUREAU**

LRB-2030/1dn
RLR:wlj:rs

May 6, 2009

Anne Sappenfield:

This draft deletes from the definition of "child" the requirement of being "involved in multiple systems of care," and instead adds the qualifier "involved in 2 or more systems of care" to the terms "child" and "children" wherever I found it necessary or useful in the draft. Please review my changes.

The /P1 version of this draft included the requirement that an interagency agreement include the initiative mission and values twice, in s. 46.56 (3) (d) 4. and (5) (j). I deleted material from s. 46.56 (3) (d) 4. and moved it to s. 46.56 (5) (j) and (k).

Robin Ryan
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Ryan, Robin

From: Sappenfield, Anne
Sent: Monday, May 11, 2009 9:29 AM
To: Ryan, Robin
Subject: LRB-2030/1

Hi Robin,

Thank you for the draft. I have one small request. On p. 20, could you move the note that begins after line 8 to follow line 12 and delete the note that follows line 10? Otherwise, I'm ready to jacket it. Also, I will need one more LRB draft because we need to introduce companion bills. Thanks!!

Anne Sappenfield
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